



LEGISLATURE

MINUTES

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY APPROPRIATIONS SUBCOMMITTEE

Wednesday, February 20, 2019 | 4:00 p.m. | 210 Senate Building

Members Present:

Sen. David P. Hinkins, Senate Chair
Rep. Stewart E. Barlow, House Chair
Rep. Scott H. Chew, House Vice Chair
Sen. Jani Iwamoto
Sen. Ralph Okerlund
Sen. Scott D. Sandall
Sen. Daniel W. Thatcher
Sen. Ronald Winterton
Rep. Carl R. Albrecht
Rep. Kay J. Christofferson
Rep. Stephen G. Handy
Rep. Suzanne Harrison
Rep. Karen Kwan

Rep. Phil Lyman
Rep. Lee B. Perry
Rep. Casey Snider
Rep. Keven J. Stratton
Rep. Logan Wilde

Members Absent:

Sen. Don L. Ipson

Staff Present:

Mr. Steve Benard, Session Secretary
Timothy G. Dinehart, Fiscal Analyst
Mr. Ivan D. Djambov, Fiscal Analyst
Ms. An Bradshaw, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

House Vice Chair Chew called the meeting to order at 4:14 p.m.

1 . Voting

Mr. Ivan Djambov, Fiscal Analyst, Office of the Legislative Fiscal Analyst, introduced the voting packet.

[2-Voting Packet](#)

MOTION:

Rep. Barlow moved to approve the federal funds requested by the agencies, as posted on the subcommittee's webpage on January 30, 2019 ("2e-Federal Funds Request"), in a document titled, "Agencies' Requests for Federal Funds" that can be found on our subcommittee's webpage. The motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION:

Sen. Hinkins moved to approve the fees for the agencies in the subcommittee, as included in S.B. 8, State Agency Fees and Internal Service Fund Rate Authorization and Appropriations, with changes as displayed under Item 2. Fees on page 2 of the voting packet for 2A. Division of Wildlife Resources and 2B. Department of Agriculture and Food. The motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION:

Rep. Barlow moved to approve the nonlapsing intent language as listed under Item 3A on page 3 of the voting packet.

MOTION:

Sen. Okerlund moved to add the following nonlapsing intent language to be included with the nonlapsing intent language listed under Item 3 on page 3 of the voting packet:

"The Legislature intends that the funding appropriated for Tabby Mountain acquisition shall not lapse at the close of FY 2019."

Rep. Barlow amended his motion to include Sen. Okerlund's nonlapsing intent language.

Rep. Barlow's motion as amended passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Rep. Barlow moved to approve the legislative intent language with agencies' performance measures as listed under Item 3B on pages 3 through 9 of the voting packet. The motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Sen. Hinkins moved to approve the legislative intent language as listed under Item 3C on page 9 of the voting packet.

MOTION: Rep. Stratton moved to approve the legislative intent language as listed under Item 3C on page 9 of the voting packet as stated for the Public Lands Policy Coordinating Office, and to add the following pieces of legislative intent language:

1. "The Legislature intends that the Public Lands Policy Coordinating Office present proposed draft language for a Utah-specific roadless rules to the Natural Resources, Agriculture, and Environment Interim Committee by August 31, 2019."
2. "The Legislature intends that the Department of Natural Resources provides recommendations on how to improve policy related to the coordination and process of wildfire decision making and management to the Natural Resources, Agriculture, and Environment Interim Committee by August 31, 2019."



3. "The Legislature intends that some of the \$500,000 authorized for use on Utah Lake study projects in the Division of Water Quality's base budget shall be used to evaluate algal treatment concepts for Utah Lake. These funds should be administered through a multi-agency competitive review process."

Sen. Hinkins amended his motion to include Rep. Stratton's three additional items of legislative intent language.

Sen. Sandall asked a clarifying question. Rep. Stratton responded.

Sen. Hinkins' motion as amended passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht

Sen. D. Ipson

Rep. S. Barlow

Rep. S. Chew

Rep. K. Christofferson

Rep. S. Handy

Rep. S. Harrison

Sen. D. Hinkins

Sen. J. Iwamoto

Rep. K. Kwan

Rep. P. Lyman

Sen. R. Okerlund

Rep. L. Perry

Sen. S. Sandall

Rep. C. Snider

Rep. K. Stratton

Sen. D. Thatcher

Rep. L. Wilde

Sen. R. Winterton

Mr. Djambov explained Item 4. Other Motions on page 10 of the voting packet that includes 4A. Re-Purposing of Funds and 4B. Reallocations.

MOTION:

Rep. Barlow moved to authorize the Department of Natural Resources to re-purpose the \$980,000 ongoing from the General Fund, previously used for the bond for the DNR Salt Lake City building, to be used for expediting the repayment of the loans for the DNR Regional Offices in Richfield and Cedar City. This would allow the loans to be paid off by FY 2025.

Sen. Okerlund asked if Rep. Barlow's motion could include the option of using the \$980,000 ongoing toward the purchase of the Tabby Mountain.

Rep. Barlow agreed to amend his motion and add "or to be used for the purchase of the Tabby Mountain" after FY 2025.

Rep. Barlow's motion as amended passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Mr. Djambov explained the list of Non-General Fund Requests as listed under Item 5. on page 11 of the voting packet.

MOTION: Rep. Barlow moved to approve the reallocation of funds among line items (net zero impact) as displayed under Item 4B on page 10 of the voting packet. The motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Rep. Barlow moved to approve the requests for funding from non-General Fund sources as listed under Item 5 on page 11 of the voting packet.

Rep. Barlow withdrew his motion.

Sen. Sandall inquired about line 25 - Invasive Species Mitigation Fund Increase on the Non-General Fund Requests list and funding requests that address the Quagga Mussel issue. Mr. Djambov responded.

MOTION: Sen. Winterton moved to restore the reduction in the Oil and Gas Conservation Restricted Account in Senate Bill 5 for \$1,000,000 and to add line 52 - Oil and Gas funding for \$1,000,000 ongoing for 2020 to the list under Item 5. Non-General Fund Requests.

Sen. Okerlund asked a clarifying question. Mr. Djambov responded.

Rep. Christofferson commented on the reductions from the Oil and Gas Conservation Restricted Account.

Sen. Winterton spoke to the motion. Rep. Christofferson responded.

Mr. Djambov clarified the reduction to the Oil and Gas Conservation Restricted Account in Senate Bill 5.

Sen. Winterton withdrew his motion.

MOTION: Sen. Okerlund moved to add 3 lines at the bottom of the table under Item 5. Non-General Fund Requests on page 11 of the voting packet appropriating more restricted funds for Tabby Mountain:

Line 52 - Tabby Mountain Acquisition - Parks and Recreation, State Park Fees (GFR) \$1,500,000
Line 53 - Tabby Mountain Acquisition - Parks and Recreation, OHV Restricted \$500,000
Line 54 - Tabby Mountain Acquisition - Forestry, Fire, and State Lands, Sovereign Lands Mgt (GFR) \$1,000,000

Mr. Djambov displayed the updated Non-General Fund Requests table.

Rep. Kwan asked about the impact line 52 would have on the State Parks Fees Restricted Account. Mr Djambov responded.

Sen. Okerlund's motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Rep. Barlow moved to approve the requests for funding from non-General Fund sources as listed under Item 5 on page 11 of the voting packet plus the approved changes made by Sen. Okerlund. The motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Mr. Djambov explained Item 6. One-Time General Fund Requests, Funded Internally and Item 7. Ongoing General Fund Requests, Funded Internally on page 12 of the voting packet.

MOTION: Sen. Hinkins moved to approve the list of one-time General Fund items funded internally as displayed under Item 6 on page 12 of the voting packet.

Rep. Wilde asked a clarifying question. Mr. Djambov responded.

Sen. Hinkins' motion passed with a vote of 16 - 2 - 1.

Yeas-16

Nays-2

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher

Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Rep. Barlow moved to approve the list of ongoing General Fund items funded internally as displayed under Item 7 on page 12 of the voting packet. The motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Mr. Djambov explained the prioritization process for Items 8, 9, 10, and 11 on pages 13 through 16 of the voting packet, beginning with Item 8. One-Time General Fund, Air Quality Requests on page 13.

MOTION: Rep. Snider made a motion to move line 2 - Catastrophic Wildfire Reduction Strategy and Business Incentive, from place 2 on the One-time General Fund, Air Quality Requests list to place 1; reduce the funding from \$10,000,000 to \$1,000,000; and add intent language that the U.S. Forest Service provide a one-to-one match of \$1,000,000 in kind or in cash.

Mr. Djambov displayed the updated list for Item 8. One-Time General Fund, Air Quality Requests. Rep. Snider responded.

MOTION: Rep. Stratton made a substitute motion to move line 2 - Catastrophic Wildfire Reduction Strategy and Business Incentive at \$8,000,000 to 1st place; include a one-to-one matching requirement of \$8,000,000 from the U.S. Forest Service; and move line 1 - Strategic and Targeted Forest Fire Treatment and Mitigation at \$2,000,000 to 2nd place.

Rep. Stratton spoke to the motion.

Rep. Christofferson asked clarifying questions about the federal government's one-to-one match. Rep. Snider responded.

Rep. Stratton commented further on his substitute motion. Rep. Christofferson and Sen. Hinkins responded.

Rep. Stratton's substitute motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Rep. Kwan asked a clarifying question about Item 8. One-Time General Fund, Air Quality Requests. Rep. Barlow responded.

MOTION: Rep. Kwan moved to place line 27 - Reduction of Single Occupancy Vehicle Trips Pilot Program from the One-Time General Fund, Other Requests list on page 14 to line 1 on the One-Time General Fund, Air Quality Requests list on page 13.

SUBSTITUTE MOTION: Rep. Perry made a substitute motion to move line 27 - Reduction of Single Occupancy Vehicle Trips Pilot on the One-Time General Fund, Other Requests list on page 14 to line 5 on the One-time General Fund, Air Quality Request list on page 13. The substitute motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Sen. Hinkins moved to approve the prioritized list of One-Time General Fund, Air Quality Requests, under Item 8 of the voting packet as displayed and as amended. The motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Mr. Djambov made a clarification about the list under Item 9. One-Time General Fund, Other Requests on page 14 of the voting packet.

MOTION: Rep. Perry made a motion to move line 8 - Aquatic Invasive Species (Quagga Mussel) Watercraft Inspection Species under Item 9 to line 3 and to move the other requests down. The motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Rep. Barlow moved to approve the prioritized list of One-Time General Fund, Other Requests under Item 9 of the voting packet as displayed on the screen and amended. The motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Mr. Djambov explained Item 10. Ongoing General Fund, Air Quality Requests on page 15 of the voting packet.

MOTION: Sen. Hinkins move to approve the prioritized list of Ongoing General Fund for Air Quality Requests under Item 10 on page 15 of the voting packet as displayed on the screen. The motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Mr. Djambov explained Item 11. Ongoing General Fund, Other Requests on page 16 of the voting packet.

MOTION: Rep. Barlow moved to approve the prioritized list of Ongoing General Fund, Other Requests under Item 11 on page 16 of the voting packet as displayed on the screen. The motion passed with a vote of 18 - 0 - 1.



Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

MOTION: Sen. Thatcher moved to adjourn. The motion passed with a vote of 18 - 0 - 1.

Yeas-18

Nays-0

Absent-1

Rep. C. Albrecht
Rep. S. Barlow
Rep. S. Chew
Rep. K. Christofferson
Rep. S. Handy
Rep. S. Harrison
Sen. D. Hinkins
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Sen. R. Okerlund
Rep. L. Perry
Sen. S. Sandall
Rep. C. Snider
Rep. K. Stratton
Sen. D. Thatcher
Rep. L. Wilde
Sen. R. Winterton

Sen. D. Ipson

Chair Chew adjourned the meeting at 5:33 p.m.